



## Alaska Alcoholic Beverage Control Board

**Form AB-29: Waiver of Operation Application****What is this form?**

This form is the means by which a licensee may request that the Alcoholic Beverage Control (ABC) Board waive the operating requirement of AS 04.11.330(a)(3) or (d). If a recreational site license has not been operated at least once in a calendar year, or if a license of any other type has not been operated for at least 30 eight-hour days in a calendar year, then a complete copy of this form and the corresponding fees must be submitted for that calendar year, per 3 AAC 304.170.

This application must be accompanied by a non-refundable waiver application fee of:

- for a 1<sup>st</sup> request, an amount equal to ½ the applicable biennial license fee; or
- for a 2<sup>nd</sup> or subsequent request, double the amount of the fee paid for the previous waiver application.

The ABC Board will determine whether, through no fault of the licensee or because the premises are under construction, the licensed premises count not be operated for the required time during the calendar year. The ABC Board may impose conditions along with the approval of an application for waiver, and it may deny a third or subsequent application for waiver. If an application for waiver is denied, an application for license renewal for the succeeding license period will be denied by the Board. In addition to the waiver application fee, the applicant must pay a late fee of \$1,000 for an application that is received too late for Board consideration at its meeting before November 30 of the year for which the waiver is requested. Please check AMCO's website for meeting agenda deadlines.

Please note that a licensee must submit a separate completed copy of this form and pay a separate corresponding fee for each license and for each calendar year during which a license was not operated in compliance with AS 04.11.330.

**Section 1 – Establishment Information**

Enter information for the license that has not been operated for the time required under AS 04.11.330.

Licensee:	North Star Dining LLC	License Number:	4547		
License Type:	Beverage Dispensary				
DBA:	no dba				
Premises Address:	no premises				
City:	Fairbanks	State:	Alaska	ZIP:	
Local Governing Body:	Fairbanks				

**Section 2 – Request Number and Calendar Year**

☐ 1<sup>st</sup> Request      ☐ 2<sup>nd</sup> Request      ☒ 3<sup>rd</sup> Request      ☐ Other \_\_\_\_\_

Request for Calendar Year 2017





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### Section 3 – Reason for Non-operation

Provide an explanation as to why the licensed premises were not operated:

This license was originally attached to the Chili's restaurant at 506 Merhar in Fairbanks. It was owned and operated by Duke Investments. The former licensee went bankrupt and North Star Dining LLC purchased this license from the Bankruptcy Court.

The current owner of the building, as well as North Star Dining, have employed great effort to bring in a new, high quality, restaurant operator to the location. This license is being held for the eventual future operator of a new restaurant, whoever that will be.

### Section 4 – Certifications

The following must be completed for establishments located within the boundaries of a local governing body:

Read the line below, and then sign your initials in the box to the right of the statement:

Initials

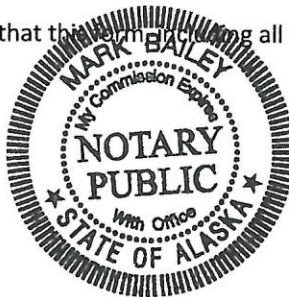
I certify that I will provide a true copy of this application to the local governing body listed on Page 1 of this form prior to ABC Board consideration of this application.

As a liquor licensee, I declare under penalty of perjury that this form including all attachments, is true, correct, and complete.

Signature of licensee

Dana Martens, Manager of North Star Dining LLC

Printed name of licensee



Notary Public in and for the State of Alaska.

My commission expires: 4/ office

Subscribed and sworn to before me this 28 day of November, 2017.

Office Use Only				
Waiver Application Fee:	\$5000.00	Late Fee:	\$1000.00	Transaction #: 1017734 1017735

